



ATTORNEY'S DOCKET NO: **B0932/7154**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Reuss et al.  
Serial No: 09/677,910  
Filed: October 3, 2000  
For: HIGHBACK FORMED OF MULTIPLE MATERIALS  
Examiner: Unassigned  
Art Unit: 3611

APR 12 2001

TO 3600 MAIL ROOM

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on April 6, 2001.

*Colleen Snyder*  
Colleen Snyder

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Commissioner for Patents  
Washington, D.C. 20231

STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

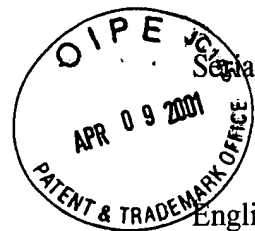
No fee or certification is required.

PART II: - Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of the non-English language reference listed on the attached form PTO-1449 (modified).



The relevance, if any, of EP 0 838 248 A1 may be discerned from its drawings and English abstract obtained from the esp@cenet database as follows:

The fixing attachment comprises a base(6) on which the boot sole is placed. The base is extended rearward to rise in an arc (7) which wedges the heel and by a rear cover (8) on which the boot ankle is supported. The rear cover comprises a lower part (8A) in the shape of a stirrup extending from the arc and pivoting on it about a transverse spindle (9). The cover upper part (8B) extends upward from the lower part and is pivoted on it. This pivoting is by means of a connection enabling modification of the relative positions of the two parts by rotation of the lower part about an axis (XX') in front of the cover.

#### PART IV: Remarks

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.



Serial No.: 09/677,910

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Art Unit: 3611

Respectfully submitted,

*Reuss et al., Applicant(s)*

By: James M. Hanifin, Jr.  
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Docket No. **B0932/7154**  
Dated: April 6, 2001  
xNDD



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4-30-01

*Colleen Snyder*  
Colleen Snyder

COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is/are the following document(s):

1. Supplemental Information Disclosure Statement;
2. Form PTO-1449 and References; and
3. Return Receipt Postcard.

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If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No fee is due. If it is determined that a fee is due, it may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully Submitted,

*Reuss et al., Applicant*

*James M. Hanifin, Jr.*  
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